

FORM PTO-1390 (Modified)  
(REV 10-95)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

00537/16

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/423684

INTERNATIONAL APPLICATION NO.  
PCT/EP98/02999INTERNATIONAL FILING DATE  
13 May 1998 (13.05.1998)PRIORITY DATE CLAIMED  
13 May 1997 (13.05.1997)

## TITLE OF INVENTION

SOMATOSTATIN AND SOMATOSTATIN AGONISTS FOR DECREASING BODY WEIGHT

## APPLICANT(S) FOR DO/EO/US

Michael Anthony CAWTHORNE, Yong-Ling LIU, Matthew V. SENNITT

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1.  This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2.  This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3.  This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4.  A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5.  A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a.  is transmitted herewith (required only if not transmitted by the International Bureau).
  - b.  has been transmitted by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6.  A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7.  A copy of the International Search Report (PCT/ISA/210).
8.  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a.  are transmitted herewith (required only if not transmitted by the International Bureau).
  - b.  have been transmitted by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
9.  A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10.  An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11.  A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12.  A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

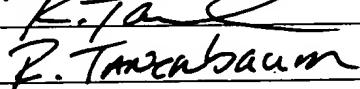
## Items 13 to 18 below concern document(s) or information included:

13.  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14.  An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15.  A FIRST preliminary amendment.
- A SECOND or SUBSEQUENT preliminary amendment.
16.  A substitute specification.
17.  A change of power of attorney and/or address letter.
18.  Certificate of Mailing by Express Mail
19.  Other items or information:

"Express Mail" label number: EL445347119US

Date of Deposit: November 10 1999

I hereby certify that under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to the 'Assistant Commissioner for Patents, Washington, D.C. 20231.



U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.492)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
09/42368	PCT/EP98/02999	00537/161002

20. The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**

<input checked="" type="checkbox"/> Search Report has been prepared by the EPO or JPO .....	\$840.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) .....	\$670.00
<input type="checkbox"/> No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) .....	\$760.00
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....	\$970.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) .....	\$96.00

**CALCULATIONS PTO USE ONLY**

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

**\$840.00**

Surcharge of **\$130.00** for furnishing the oath or declaration later than  20  30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

**\$0.00**

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	60 - 20 =	40	x \$22.00	<b>\$880.00</b>
Independent claims	4 - 3 =	1	x \$82.00	<b>\$82.00</b>
Multiple Dependent Claims (check if applicable)			<input checked="" type="checkbox"/>	<b>\$260.00</b>
			<b>TOTAL OF ABOVE CALCULATIONS</b>	<b>= \$2,062.00</b>

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).

**\$0.00**

		<b>SUBTOTAL</b>	<b>= \$2,062.00</b>
Processing fee of <b>\$130.00</b> for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).	<input type="checkbox"/> 20 <input type="checkbox"/> 30	+	<b>\$0.00</b>

		<b>TOTAL NATIONAL FEE</b>	<b>= \$2,062.00</b>
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).	<input type="checkbox"/>		<b>\$0.00</b>

		<b>TOTAL FEES ENCLOSED</b>	<b>= \$2,062.00</b>
		Amount to be:	\$
		refunded	
		charged	\$

A check in the amount of **\$2,062.00** to cover the above fees is enclosed.

Please charge my Deposit Account No. in the amount of to cover the above fees. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **06-1050** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Y. Rocky Tsao  
Fish & Richardson PC  
225 Franklin Street  
Boston, Massachusetts 02110

  
\_\_\_\_\_  
SIGNATURE

Y. Rocky Tsao

NAME

34,053

REGISTRATION NUMBER

  
\_\_\_\_\_  
DATE

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): M. A. Cawthorne et al.

Docket No.

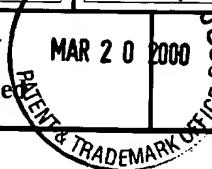
00537/161002

Serial No.  
09/423,684Filing Date  
November 10, 1999Examiner  
To be assigned

MAR 20 2000

Group Art Unit  
To be assigned

Invention:

**SOMATOSTATIN AND SOMATOSTATIN AGONISTS FOR DECREASING BODY WEIGHT**I hereby certify that this An executed Declaration and Power of Attorney*(Identify type of correspondence)*is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The  
Assistant Commissioner for Patents, Washington, D.C. 20231 on March 15, 2000  
*(Date)*Rose Lee Modano*(Typed or Printed Name of Person Mailing Correspondence)*Rose Lee Modano  
*(Signature of Person Mailing Correspondence)*

Note: Each paper must have its own certificate of mailing.

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